

Rce/1623\$

PTO/SB/30 (10-01)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Commission for Patents
Box RCE
Washington, DC 20231

Application Number	09/805,240
Filing Date	March 14, 2001
First Named Inventor	Kambara et al.
Art Unit	1623
Examiner Name	Lewis, P.T.
Attorney Docket Number	HIRA.0011

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plan application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

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a. ☐ Previously submitted

- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on FEB 23 2004
ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
iii. ☐ Other _____

b. ☒ Enclosed

- i. ☒ Amendment/Reply
ii. ☐ Affidavit(s)/Declaration(s)
iii. ☐ Information Disclosure Statement (IDS)
iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the any additional fees, or credit any overpayments to Deposit Account No. 08-1480
i. ☐ RCE fee required under 37 CFR 1.17(e)
ii. ☐ One-month extension of time fee (37 CFR 1.136 and 1.17)
iii. ☐ Other _____
b. ☒ A check in the amount of \$770.00 for the fee is enclosed
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Juan Carlos A. Marquez	Registration NO. (attorney/agent)	34,072
Name (Print/Type)	Stanley P. Fisher	Registration NO. (attorney/agent)	24,344
Signature		Date	February 17, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the United States and Trademark Office on the date shown below.

Name (Print/Type)	
Signature	
Date	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re U.S. Patent Application of

KAMBARA et al.

Serial Number : 09/805,240

Filed: March 14, 2001

For: DNA BASE SEQUENCING SYSTEM

Attorney Docket No. HIRA.0011

Art Unit 1623

Examiner Lewis, P. T.

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FEB 23 2004

Honorable Assistant Commissioner
for Patents
Washington, D.C.

COVER LETTER

Sir:

[x] The fee for submission of claims is calculated as shown below:

FOR	TOTAL WITH NEW CLAIMS ADDED	TOTAL CURRENTLY ON FILE	CLAIMS PAID	RATE	CALCULATION
Total Claims	23	23	⁶ (Over 20)	x \$18	0
Independent Claims	5	5	³ (Over 3)	x \$86	0
MULTIPLE DEPENDENT CLAIM(S)				+ \$290	0
REDUCTION FOR FILING BY SMALL ENTITY (note 37 C.F.R. §§ 1.9, 1.27, 1.28). IF APPLICABLE, VERIFIED STATEMENT MUST BE ATTACHED				x ½	
TOTAL					0

In addition, the below-identified communications are submitted in the above-captioned application or proceeding:

[x] Response to Office Action
(with Claim Amendments)

[] Substitute Specification & marked-up copy

[] Preliminary Amendment

[] Other _____

[x] RCE

[] Terminal Disclaimer

[] Letter to Draftsperson

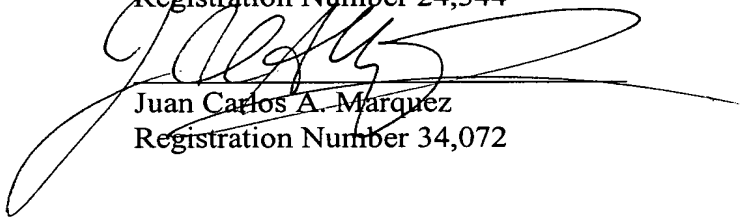
[] Assignment

[] Petition

- [] Please charge my **Deposit Account Number** _____ in the amount of _____ to cover the fees for _____. A duplicate copy of this paper is enclosed.
- [] A check in the amount of \$ 770.00 is enclosed for the RCE.
- [x] The Commissioner is hereby authorized to charge any additional fees associated with this communication, or credit any overpayment to **Deposit Account Number 08-1480**.

Respectfully submitted,

Stanley P. Fisher
Registration Number 24,344


Juan Carlos A. Marquez
Registration Number 34,072

REED SMITH LLP
3110 Fairview Park Drive, Suite 1400
Falls Church, Virginia 22042
(703) 641-4200

February 17, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Honorable Assistant Commissioner)

for Patents

FEB 23 2004

Washington, D.C. 20231

RESPONSE AND AMENDMENT UNDER 37 C.F.R. §1.111

Sir:

This is in response to the office action dated November 17, 2003, in the above identified application, to which the period for response will expire on February 17, 2004. Please amend the above identified application as follows: